



**JOINT MEETING OF THE
NYE COUNTY BOARD OF COMMISSIONERS
NYE COUNTY BOARD OF ROAD COMMISSIONERS
NYE COUNTY LICENSING AND LIQUOR BOARD
AND AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY,
BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY
101 Radar Road, Tonopah, NV 89049
Tuesday, October 1, 2013
10:00 A.M.**

NOTE: All items are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Items on the agenda without a time designation may be taken out of order. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. **NOTICE:** It is anticipated that the items of business before the Board of Commissioners on (date), 2013 will be fully completed on that date. However, should item(s) not be completed, it is possible item(s) could be carried over and be heard before the Board of Commissioners beginning at 8:30 a.m. on the next day.

Public Comment during the Commission Meeting on October 1, 2013 will be for all matters, both on and off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Commission reserves the right to reduce the time or limit the total time allowed for public comment. The Commission may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of, the Commission, or if the content of the comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Tonopah Convention Center, 301 Brougner Avenue, Tonopah, NV; U.S. Post Office, 201 Erie Main St., Tonopah, NV; Commissioners' Meeting Room, 101 Radar Road, Tonopah, NV; District Court, 101 Radar Road, Tonopah, NV; The Ian Deutch Government Complex, 1520 East Basin Road, Pahrump, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV; Beatty Justice Court, 426 C Avenue South Beatty, NV

Support documentation for the items on the agenda, provided to the Nye County Board of Commissioners is available to members of the public at the County Manager's Office (101 Radar Road, Tonopah, Nevada & 2100 E. Walt Williams Drive, Pahrump, Nevada) and on the County's website.

WEBSITE: www.nyecounty.net

The Nye County Board of Commissioners may take a short break every 1½ hours.

Special Note: Any member of the public who is disabled and requires accommodation or assistance at this meeting is requested to notify the Nye County Manager's Office in writing or call 775-482-8191 prior to the meeting.

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

"Communication for Hearing Impaired: Dial Nevada Relay Service 711 or for Voice to TTY (800) 326-6888 or TTY to Voice (800) 326-6868"

1. **Pledge of Allegiance**
2. **Approval of the Agenda for October 1, 2013.**
3. **GENERAL PUBLIC COMMENT (Three-minute time limit per person.) Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (first).**
4. **For Possible Action - Discussion and deliberation of Minutes of the Joint Nye County Board of Commissioners, Board of Road Commissioners, Licensing and Liquor Board and as the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan and Railroad Valley meeting for August 20, 2013.**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

5. **Announcements (first)**
6. **For Possible Action - Emergency Items**
7. **Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**

TIMED ITEMS

8. **10:00 - Presentation of certificate and/or plaques to eight (8) employees honored for their years of service.**
9. **10:15 - Sitting as the Board of County Road Commissioners - For Possible Action - Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way:**
 - a. Unnamed Road No. [927272](#);
 - b. Unnamed Road No. [927279](#);
 - c. Unnamed Road No. [927281](#);
 - d. Unnamed Road No. [927290](#);
 - e. Unnamed Road No. [927293](#);
 - f. Unnamed Road No. [927296](#);
 - g. Unnamed Road No. [927302](#);
 - h. Unnamed Road No. [927317](#);
 - i. Unnamed Road No. [927326](#);
 - j. Unnamed Road No. [927332](#);
 - k. Unnamed Road No. [927338](#);
 - l. Unnamed Road No. [927365](#);
 - m. Unnamed Road No. [927395](#);
 - n. Unnamed Road No. [927398](#);
 - o. Unnamed Road No. [927426](#);
 - p. Unnamed Road No. [927441](#);
 - q. Unnamed Road No. [927445](#);
 - r. Unnamed Road No. [927450](#);
 - s. Unnamed Road No. [927454](#);
 - t. Unnamed Road No. [927506](#)

10. **10:45 - For Possible Action** - Public hearing, discussion, and deliberation to: 1) adopt, amend and adopt, or reject Nye County Bill No. 2013-11: a Bill Proposing to amend Title 3 of the Nye County Code by adding a new Chapter 3.52 Imposing a One-Half of One Percent Sales and Use Tax to Support Public Safety Services within Nye County; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) set an effective date.

SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS

11. **For Possible Action** - General road report by Public Works Director
12. **For Possible Action** - Discussion and deliberation to set a date, time, and location for a public hearing on Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way:
- | | |
|---|---|
| a. Unnamed Road No. <u>927818</u> | l. Unnamed Road No. <u>974084</u> |
| b. Unnamed Road No. <u>927827</u> | m. Unnamed Road No. <u>974085</u> |
| c. Unnamed Road No. <u>927830</u> | n. Unnamed Road No. <u>974086</u> |
| d. Unnamed Road No. <u>927836</u> | o. Unnamed Road No. <u>974087</u> |
| e. Unnamed Road No. <u>927842</u> | p. Unnamed Road No. <u>974088</u> |
| f. Unnamed Road No. <u>927851</u> | q. Unnamed Road No. <u>974089</u> |
| g. Unnamed Road No. <u>928316</u> | r. Unnamed Road No. <u>974561</u> |
| h. Unnamed Road No. <u>928626</u> | s. Unnamed Road No. <u>974598</u> |
| i. Unnamed Road No. <u>982100</u> | t. Unnamed Road No. <u>974599</u> |
| j. Unnamed Road No. <u>968007</u> | |
| k. Unnamed Road No. <u>968603</u> | |

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

CONSENT AGENDA ITEMS - These are items that Staff recommends for approval. The Board reserves the right to move any consent agenda item to the regular segment of the agenda should issues arise that need to be addressed. Discussion of any item from the Consent Agenda Items that needs review before a decision is made.

13. **For Possible Action** - Approval of Assessor's Office Change Request
14. **For Possible Action** - Approval: 1) to accept the SFY 2014 Grant Award from Nevada Aging and Disability Services Division to provide home-delivered meals in Amargosa Valley, Beatty and Tonopah Senior Centers; and 2) of the Confidentiality Addendum.
15. **For Possible Action** - Approval: 1) to accept the SFY 2014 Grant Award from the Nevada Aging and Disability Services Division to provide congregate meals in Amargosa Valley,

Beatty and Tonopah Senior Centers; and 2) of the Confidentiality Addendum.

16. [For Possible Action](#) - Approval to accept the United States Department of Justice FY 13 Adult Drug Court Grant to start a Drug Court Program to serve Tonopah and Northern Nye County.
17. [For Possible Action](#) - Approval to surplus excess vehicle to auction.
18. [For Possible Action](#) - Approval to enter into Grantee's Agreement with the State of Nevada, acting by and through its Department of Transportation for transportation operating expenses, specifically assistance with fuel costs, transportation wages and other authorized costs.

BOARD OF COMMISSIONERS

19. For Possible Action - Closure of meeting, pursuant to NRS 288.220 for purposes of conferring with the County's management representatives regarding labor negotiations, issues and other personnel matters.
20. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with the County's management representatives regarding labor negotiations, issues and other personnel matters.
21. For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
22. [For Possible Action](#) - Discussion and deliberation regarding an addendum to the County Manager employment agreement with Pam Webster.

DISTRICT ATTORNEY

23. [For Possible Action](#) - Discussion and deliberation regarding a request to: 1) set a date, time and location for a Public Hearing on Nye County Bill No. 2013-15: a bill proposing to amend title 10 of the Nye County Code, titled Vehicles and Traffic, chapter 10.08 titled Motorcycles, by repealing chapter 10.08, and adding a new chapter 10.08 titled Motorcycles and Similar Vehicles, by adopting by reference Nevada Revised Statutes chapter 486 regulating the operation of motorcycles; providing for the severability, constitutionality and effective date thereof, and other matters properly relating thereto; and 2) read the title of the bill into record.

COUNTY MANAGER

24. [For Possible Action](#) - Discussion and deliberation and possible enforcement action to

respond to non conforming use of the property at 6061 N. Woodchips Road regarding revocation of Conditional Use Permit CU-12-0007.

FINANCE

25. Budget to Actual Expenditure Report

PLANNING/BUILDING

26. **For Possible Action** - Discussion and deliberation on a request for approval of an application for a parcel map proposing to divide approximately 8.63 acres into three 2.15 acre parcels and one 2.16 acre parcel. Rockview Dairies Inc - Owner, AP #19-401-44; located in Amargosa Valley (PM-13-0002).
27. **For Possible Action** - Discussion and deliberation on a request for 1) approval of an application for a parcel map proposing to divide approximately 152.50 acres into one 151.75 acre parcel and one .75 acre parcel. Round Mountain Gold Corp - Owner, AP #06-201-37; located in the Hadley subdivision (PM-13-0004) and 2) a request for two waivers as follows:
- a. WV-13-0005 request for a waiver of road improvements pursuant to Nye County Code 16.20.190.B.2 Development Standards, Road Improvements; and
 - b. WV-13-0006 request for a waiver of the requirement to provide contour information pursuant to Nye County Code 16.20.115.A.6.
28. **For Possible Action** - Discussion and deliberation on a request for 1) approval of an application for a parcel map proposing to divide approximately 47.70 acres into one 40.52 acre parcel, one 4.27 acre parcel and one 2.92 acre parcel. Round Mountain Gold Corp - Owner, AP #06-201-31; located in the Hadley subdivision (PM-13-0008); 2) request for a waiver of the requirement to construct interior roads sixty feet in width pursuant to Nye County Code 16.20.190.A (WV-13-0010); 3) request for approval of three new road/street names of Peavine Circle, Toiyabe Way and Ophir Drive pursuant to Nye County Code 16.20.115.A.5 (SN-13-0001).
29. **For Possible Action** - Discussion and deliberation on a request for 1) approval of an application for a parcel map proposing to divide approximately .93 acres into one .45 acre parcel and one .48 acre parcel. Richard Lee and Andrea Lee Gardner - Owner(s), AP #18-391-26; located in Beatty (PM-13-0007) and 2) a request for two waivers as follows:
- a. WV-13-0007 request for a waiver of the requirement to provide contour information pursuant to Nye County Code 16.20.115.A.6; and
 - b. WV-13-0008 request for a waiver of the requirement that building setbacks shall be a minimum of ten (10) feet along all boundaries pursuant to Nye County Code 16.20.160.C.

30. GENERAL PUBLIC COMMENT (second)

31. ANNOUNCEMENTS (second)

32. ADJOURN